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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/965,738	09/27/2001	Timothy J. O'Brien	022438.43865	3856
7590	05/19/2004		EXAMINER	
Butler, Snow, O'Mara, Stevens & Cannada, PLLC 6075 Poplar Avenue, Suite 500 P.O. Box 171443 Memphis, TN 38119			GIBBS, TERRA C	
			ART UNIT	PAPER NUMBER
			1635	

DATE MAILED: 05/19/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/965,738	09/27/2001	O'Brien et al.	40715-260477

EXAMINER	
Terra C. Gibbs	
ART UNIT	PAPER NUMBER
1635	

Please find below a communication from the EXAMINER in charge of this application

The reply filed April 26, 2004, is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): In the response filed April 26, 2004, Applicant has elected Group I, claims 1-19, 27, and 30-33, drawn to a polypeptide composition. However, the previous Restriction Requirement, filed June 10, 2003, required Applicant to elect a single disclosed combination of amino acid sequences for prosecution on the merits. See the previous Restriction Requirement at page 3, last paragraph. Applicant has traversed this requirement and made several arguments regarding the election of species, however, Applicant has not elected a single disclosed combination of amino acid sequences. See the previous Restriction Requirement at page 5, first paragraph where it states, "Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined, even though the requirement be traversed." Applicant is directed to 37 CFR 1.143. In view of the above, this response is not considered to be fully responsive to the Office Action filed on June 10, 2003.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Terra C. Gibbs whose telephone number is (571) 272-0758. The examiner can normally be reached on M-F 9:00-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John L. LeGuyader can be reached on (571) 272-0760. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

*Karen A. Lacourciere*  
KAREN A. LACOURCIERE, PH.D.  
PRIMARY EXAMINER